

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF NEW YORK

In re: Darryl L Smith

Case No. 20-10075-1-rel
Chapter 13

Debtor(s).

LOSS MITIGATION STATUS REPORT

This Loss Mitigation Status Report is submitted pursuant to the court's Loss Mitigation Program Procedures.

PART I — GENERAL INFORMATION

a. Full description of the Property:

320 Kingsley Road Burnt Hills, NY 12027

b. Name and address of Creditor:

Wilmington Savings Fund Society,
FSB, as trustee of Stanwich Mortgage
Loan Trust A
c/o Carrington Mortgage Services LLC
1600 South Douglass Road
Anaheim, CA 92806

Has Creditor filed a proof of claim?

☒ Yes ☐ No

Name, address, and telephone number of Creditor's
attorney:

Andrew Goldberg, Esq.
The Margolin & Weinreb Law Group, LLP
165 Eileen Way, Suite 101
Syosset, New York 11791
516-921-3838

PART II — LOSS MITIGATION PROGRAM

a. On 03/01/2021, a Loss Mitigation Request was filed by:

☒ Debtor(s).

☐ Other party: _____.

☐ Creditor.

☐ The court raised the possibility of Loss Mitigation.

b. Loss Mitigation Order:

☒ A Loss Mitigation Order was entered on 03/02/2021.

☒ The Loss Mitigation Order was served on 03/02/2021.

c. At this time, the Debtor(s) is/are:

☐ making on-going post-petition monthly mortgage payments in the amount of \$_____

☐ directly to the Creditor.

☐ to the standing trustee.

☒ not making on-going post-petition monthly mortgage payments.

d. If the underlying bankruptcy case is one filed under chapter 12 or 13, has a plan been confirmed?

☒ Yes ☐ No

e. Creditor served a Request for Information and Documents on 03/17/2021.

Debtor(s) served a Response to the Creditor's Request on 04/02/2021.

☒ All Information and Documents have been produced.

☐ The following Information and Documents are still outstanding:

_____.

f. Debtor(s) served a Request for Information and Documents on _____.

Creditor served a Response to the Debtor(s)' Request on _____.

☐ All Information and Documents have been produced.

☐ The following Information and Documents are still outstanding:

_____.

g. The Loss Mitigation Parties have participated in 1 Loss Mitigation Session(s) and:

- ☐ A resolution has been reached.
- ☐ A resolution has not been reached because:

Trial payment period pending (see below)

h. Prior Loss Mitigation Status Report (if applicable):

A Prior Loss Mitigation Status Report was submitted on 08/13/2021.

A Prior Loss Mitigation Status Report was submitted on _____.

A Prior Loss Mitigation Status Report was submitted on _____.

i. Additional information relevant to the Loss Mitigation Parties reaching a final resolution:

Debtor was offered a new trial period plan by the Creditor on August 18, 2021, which has

been accepted. Good faith payment iao \$1,770.00 due 9/1/21; trial payments iao \$885.00

due 10/1/21 & 11/1/21. Debtor's counsel advised \$885.00 paid on 9/1/21 & \$885.00 to be

paid on 9/10/21.

PART III — OTHER MORTGAGES/LIENS AGAINST THE PROPERTY

Dated: 09/08/2021


Name Andrew Goldberg, Esq.

Firm The Margolin & Weinreb Law Group

Attorney(s) for Debtor(s) Creditor

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